

REMARKS

Applicants respectively request entry of the amendments and consideration of the remarks submitted herein. Two copies of an amended specification with corrections and additions imported are enclosed in addition to a marked up version of the original specification. Reconsideration of the pending application is respectively requested.

Objection to the Disclosure under 35 CFR 1.163(a) and 35 U.S.C. 112

The disclosure was objected to because the specification presented a less than a full, clear, and complete botanical description of the instant plant. Accordingly, the specification has been amended, according to the examiner's suggestions, to more clearly and completely describe the plant. It is respectfully requested that the objections to the disclosure be withdrawn.

More specifically:

- A. Page 1, line 5: The Examiner requested that the provisional number be corrected. The applicants have amended the specification to include the correct provisional number.
- B. Page 1, line 10: The Examiner requested that the botanical classification be changed to --*Vitis spp*-- That The Applicants amended the specification to include the requested change.
- C. The Examiner requested the applicants' permission to change all figure numbers to --Fig 1.--etc in the specification and the drawings. The applicants give explicit permission to correct the drawings.
- D. The Examiner requested that the labels in Figure six be defined. The Applicants have amended the specification to include the requested information.

- E. The Examiner requested color designations of the lenticels, tendrils and buds, should be set. The Applicants have amended the specification to include the requested information to more clearly describe the plant.
- F. Page 9, line 17: The Examiner requested clarification of the colors of the skin of the berries. The Applicants have provided a more clear description of the berry color.

In Addition: The Applicant has amended the specification:

- 1. Page 2, line 8: The applicant s removed “_” after –juice—as it was not appropriate.
- 2. Page 3, line 20: the applicants added –Marachal before–foch—as that is the correct cultivar name.

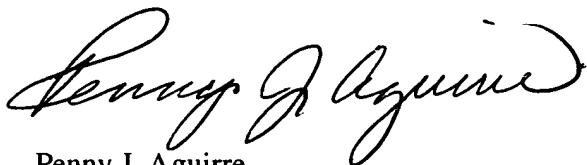
Claim Rejection under 35 U.S.C. 112, 1st and 2nd Paragraphs

The claim was rejected under 35 USC 112 as not being supported by a clear and complete botanical description. Accordingly, the botanical description has been amended to more clearly describe the plant. It is respectfully requested that the 35 U.S.C. 112 rejection be withdrawn. The claimed plant is now believed to be in condition for allowance.

CONCLUSION

The Applicants believe that all of the examiner's objections have been addressed either by amendment or by comment in the Remarks section. The Examiner's attention to each of the parts of the patent application is greatly appreciated. The examiner is encouraged to contact the Applicants' agent for any additional information that can be provided to move the application towards allowance.

Respectfully submitted,



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